

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

MEI-FANG LISA ZHANG, et al.,

No. C 07-04946 JSW

Plaintiffs,

v.

WEI-MAN RAYMOND TSE, et al.,

Defendants.

**AMENDED ORDER ADOPTING
IN PART REPORT AND
RECOMMENDATION RE:
PLAINTIFFS' MOTION FOR
DEFAULT JUDGMENT**

On February 3, 2009, the Court issued an Order Adopting in Part Report and Recommendation Re: Plaintiffs' Motion for Default Judgment. It has come to this Court's attention that the Order and the Judgment issued that date contained a typographical error in the amount of costs to be awarded to the Plaintiffs. This Order is issued solely to amend that error and shall apply *nunc pro tunc* to February 3, 2009. The Court also shall issue an amended judgment *nunc pro tunc* to February 3, 2009.

INTRODUCTION

Now before the Court for consideration is the Report and Recommendation (the "Report") regarding Plaintiffs' motion for default judgment. The time for filing objections has passed, and Defendants have neither appeared nor filed objections. Having considered the Report, the Plaintiffs' papers, relevant legal authority, and the record in this case, the Court HEREBY ADOPTS, IN PART, the Report.

In her Report and Recommendation, Magistrate Judge Laporte determined that Plaintiffs had stated valid claims on each of the claims for relief asserted in the Complaint. The Court

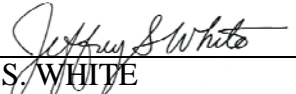
1 finds Magistrate Judge Laporte's decision well-reasoned and thorough with respect to the RICO
2 claim, the RICO conspiracy claim, and the common law conversion claim and adopts it in full
3 as to those claims for relief. Because those claims support the damages, fees and costs
4 requested by Plaintiffs, the Court expresses no opinion on the remainder of Judge Laporte's
5 findings on the substantive merit of Plaintiffs' claims.

6 The Court finds the remainder of the Report, including Judge Laporte's findings on the
7 *Eitel* factors and her recommendations with respect to damages, fees and costs, to be well-
8 reasoned and through and adopts those portions of the report in full.

9 Accordingly, Plaintiffs' motion for default judgment is granted, and Plaintiffs shall be
10 awarded judgment in the amount of \$992,547 in compensatory damages, prejudgment interest
11 in the amount of \$40,958.21, attorneys fees in the amount of \$39,552.50, and costs in the
12 amount of **\$7,875.84**. A separate Judgement shall issue, and the Clerk is directed to close the
13 file.

14 **IT IS SO ORDERED.**

15
16 Dated: March 16, 2009



JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE